

amended so as to hereafter read as follows:

Section 53. The construction, maintenance and operation of terminal railways, and any such terminal railway company, in addition to the rights conferred by law upon corporations generally, shall have and exercise all rights and powers conferred upon railroad companies by Chapters 8 and 9 of Title XCIV of the Revised Statutes of Texas relating to railroads, including the right to issue bonds in excess of its authorized capital stock; provided, that its stock and bonds shall be issued under the direction of the Railroad Commission of this State in accordance with the stock and bond law regulating the issuance of stocks and bonds by railroads, and the Commission shall fix the values of the property, rights and franchises of such terminal railway company and its stocks and bonds shall not exceed the amount authorized by the Railroad Commission of Texas; and jurisdiction over the issuance of the bonds herein authorized is hereby expressly vested in the Railroad Commission; provided, that no such terminal company shall have the right to charge any railroad company for terminal facilities a greater amount than may be from time to time designated and established by the Railroad Commission, which shall have authority to prescribe such rates and rules for the operation of all such terminal companies as will prevent discrimination by them against any common carrier with respect to either charges or service; provided further, that the provisions of Articles 4564, 4565 and 4566 of the Revised Statutes of Texas shall apply to any and all orders, rulings, judgments and decrees of the Railroad Commission made, entered or held under the provisions of this act in regard to such terminal railway companies."

Sec. 2. The fact that there is now no law conferring sufficient powers upon terminal railway companies to authorize them to acquire proper trackage to meet public demands, creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days be suspended, and the rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

And find it correctly enrolled, and have this day, at 2:45 o'clock p. m., presented same to the Governor for his approval.

MASTERSON, Chairman.

#### SIXTY-THIRD DAY.

Senate Chamber,  
Austin, Texas,  
Wednesday, April 3, 1907.

Senate met pursuant to adjournment. Lieutenant Governor A. B. Davidson in the chair.

Roll call, quorum present, the following answering to their names:

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Harper.

Prayer by Rev. H. M. Sears, Chaplain of the Senate.

Pending the reading of the Journal of yesterday, on motion of Senator Holsey, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

#### BILLS AND RESOLUTIONS.

By Senator Grinnan, by request:

Senate bill No. 315, A bill to be entitled "An Act incorporating the Brownwood Independent School District in Brown county, Texas, for free school purposes only, defining its boundaries and providing for a board of trustees, divesting the city of Brownwood of the control of its public schools and title to school property, and vesting the same in said Brownwood Independent School District and its board of trustees; prescribing the rights, powers, privileges and duties of said Brownwood Independent School District and its board of trustees, and declaring an emergency."

Read first time, and referred to Committee on Educational Affairs.

By Senator Senter:

Senate bill No. 316, A bill to be entitled "An Act to grant a new charter to the city of Dallas, Dallas county, Texas, repealing all laws or parts of

laws in conflict herewith, and declaring an emergency."

Read first time, and referred to Committee on Towns and City Corporations.

By Senators Kellie, Masterson, Hudspeth, Glasscock, Green, Greer, Chambers, Paulus, Stone, Stokes and Veale:

Senate Concurrent Resolution No. 16, Whereas, There now hang in the Senate Chamber two paintings, The Battle of San Jacinto and Dawn at the Alamo, painted by the well-known artist, McArdle; and,

Whereas, These paintings are of great historic value to the State of Texas and should be owned by the State; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the sum of \$10,000, or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury not otherwise appropriated to purchase these paintings.

Read first time, and referred to Committee on State Affairs.

#### BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Davidson) had read and referred, after their captions had been read, the following House bills:

House bill No. 198, to Judiciary Committee No. 2.

House bill No. 20, to Committee on Privileges and Election.

House bill No. 269, to Judiciary Committee No. 2.

House bill No. 426, to Committee on State Affairs.

House bill No. 133, to Judiciary Committee No. 1.

House bill No. 399, to Committee on Agricultural Affairs.

House bill No. 291, to Judiciary Committee No. 1.

House bill No. 435, to Finance Committee.

House bill No. 78, to Judiciary Committee No. 1.

House bill No. 701, to Committee on Roads, Bridges and Ferries.

Morning call concluded.

#### FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to

inform the Senate that the House has passed the following bills:

House bill No. 344, A bill to be entitled "An Act to amend Articles 3752, 3753 and 3754, Title LXXX, of the Revised Civil Statutes of the State of Texas, relating to pensions, so as to remove the necessity of the applicant for a pension under this act swearing that he or she is in indigent circumstances or dependent upon others for support."

House bill No. 670, A bill to be entitled "An Act to regulate and fix the time when life insurance policies shall be non-contestable, and providing that the only defense to said policy shall be as to whether or not the insured is dead."

House bill No. 531, A bill to be entitled "An Act defining the duties of the Attorney General with reference to the examination and approval of articles of incorporation of proposed corporations and amendments of articles of incorporation and of applications of foreign corporations for a permit to do business within this State, and providing for a certificate of such examination and approval, and prohibiting the filing of such articles of incorporation of such permit in the absence of such certificates and requiring the payment of certain fees of such examination and prescribing the manner of payment of all such fees, repealing all laws and parts of laws in conflict with this act, and declaring an emergency," with engrossed rider.

Senate bill No. 13, A bill to be entitled "An Act regulating the granting of divorce by annulling marriage, dissolving the bonds of matrimony, the practice in relation to the trial of divorce suits; prescribing penalties for the violation thereof, and with an emergency clause," with amendments.

Senate bill No. 226, A bill to be entitled "An Act to amend 'An Act imposing an annual occupation tax upon each office or place kept and maintained by express companies in this State, at which intoxicating liquors legally deliverable are delivered upon payment of purchase money therefor; providing a penalty for failure to pay such tax; and declaring an emergency,' passed and enacted at the present session of the Thirtieth Legislature of the State of Texas, and approved the 12th day of February, 1907, so as to add thereto Section 2a, relieving such companies from keeping, operating or maintaining offices at which intoxicating liquors are deliverable upon the payment of the purchase price therefor, and further relieving such companies from any obligation to

receive, transport or deliver any intoxicating liquors to be paid for on delivery," with amendments.

Senate bill No. 255, A bill to be entitled "An Act to amend Chapter 5, Title CII, of the Revised Civil Statutes of Texas of 1895, as amended by the Acts of 1899, by amending Article 5001c as enacted by the Twenty-sixth Legislature of 1899, relating to the mode of preventing certain animals from running at large in counties or in subdivisions thereof, so as to provide relief for enclosed land owners in cases where such land adjoins territory, in which a stock law is in force, and providing an emergency."

House concurs in Senate amendments to House Concurrent Resolution No. 20.  
Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

#### BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Davidson) had read and referred, after their captions had been read, the following House bills:

House bill No. 670, to Committee on Insurance, Statistics and History.

House bill No. 531, to Judiciary Committee No. 1.

House bill No. 344, to Judiciary Committee No. 1.

#### HOUSE BILL NO. 112.

Senator Terrell moved that the pending order of business (House bill No. 29) be suspended, and the Senate take up, out of its order, House bill No. 112.

#### SIMPLE RESOLUTION.

By Senator Hudspeth (by unanimous consent):

Resolved by the Senate, That Senate bill No. 52, passed by the House of Representatives, with amendments, be returned to the House for correction, for the following reasons: Said bill was delivered by the House to the Senate with one amendment by Mr. Bryan and others and one substitute signed by Mr. Neblett and others included in the papers, neither bearing any notation as to its adoption or rejection by said House. House Journal, pages 1178, 1181, 1293, 1294, 1296, 1310 and 1311 show the Neblett amendment to have been adopted as a substitute in lieu of the Bryan amendment, and such proceeding had should be so

shown in the papers delivered to the Senate.

HUDSPETH,  
GREEN,  
WILLACY.

The resolution was read and adopted.

#### MOTION SPREAD ON JOURNAL.

Senator Murray here moved to reconsider the vote by which Senate bill No. 147 was passed by the Senate on yesterday, and spread the motion on the Journal.

#### SENATE BILL NO. 226 — HOUSE AMENDMENTS CONCURRED IN.

Senator Chambers called up, as privileged matter,

Senate bill No. 226, A bill to be entitled "An Act to amend 'An Act imposing an annual occupation tax upon each office or place kept and maintained by express companies in this State, at which intoxicating liquors legally deliverable are delivered upon payment of purchase money therefor; providing a penalty for failure to pay such tax; and declaring an emergency,' passed and enacted at the present session of the Thirtieth Legislature of the State of Texas, and approved the 12th day of February, 1907, so as to add thereto Section 2a, relieving such companies from keeping, operating or maintaining offices at which intoxicating liquors are deliverable upon the payment of the purchase price therefor, and further relieving such companies from any obligation to receive, transport or deliver any intoxicating liquors to be paid for on delivery."

Senator Chambers moved that the Senate concur in the following House amendments:

1. Amend caption by striking out the words "express companies" in second line of same and insert in lieu thereof the following: "Persons, firms or corporations."

2. Amend by striking out the word "companies," in line 7 and line 10 of caption, and insert in lieu thereof the words "persons, firms or corporations."

3. Amend by adding at end of caption the following: "And declaring an emergency."

4. Amend Section 1 in line 2 thereof by striking out the word "express companies," and inserting in lieu thereof the words "persons, firms or corporations."

5. Amend Section 1 in line 6 there

of by striking out the words "express company," and insert in lieu thereof the words "person, firm or corporation."

6. Amend Section 1 in line 8 thereof by striking out the word "company," and inserting in lieu thereof the words "person, firm or corporation."

7. Amend Section one (1) by inserting after the word "act," in line 31, the following: "Passed by the Thirtieth Legislature of the State of Texas, and approved the 12th day of February, 1907, known as House bill No. 53."

8. Amend the caption by adding thereto in line 29, after the word "delivery" the following: "And so as to add thereto Section 2b, repealing all laws and parts of laws in conflict with this act, and to add thereto Section 2c, providing that if any section of this act should be attacked or held invalid, such action shall not affect the force and legality of other sections."

9. Amend Section 2a, line 40, by striking out the words, "which are to be paid for on delivery," and in lieu thereof use the following: "The purchase price of which, or any part thereof, is to be paid said person, firm or corporation on delivery."

10. Amend by adding Section 2b, as follows:

"Sec. 2b. All laws and parts of laws in conflict with the provisions of this act are hereby repealed."

11. Amend by adding Section 2c as follows:

"Sec. 2c. In the event any section of this act should be attacked or for any reason held invalid, such action shall not affect the force or legality of other sections of this act."

The motion to concur prevailed by the following vote:

Yeas—26.

Brachfield.	Looney.
Chambers.	Masterson.
Cunningham.	Mayfield.
Faust.	Meachum.
Glasscock.	Murray.
Green.	Paulus.
Greer.	Skinner.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Alexander.	Senter.
Barrett.	Smith.
Harper.	

#### HOUSE BILL NO. 112.

Action here recurred on the motion by Senator Terrell to suspend pending business, and take up House bill No. 112.

The motion prevailed by the following vote:

Yeas—23.

Alexander.	Looney.
Brachfield.	Masterson.
Chambers.	Mayfield.
Faust.	Meachum.
Glasscock.	Paulus.
Green.	Skinner.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Nays—4.

Cunningham.	Murray.
Griggs.	Stone.

Absent.

Barrett.	Senter.
Harper.	Smith.

The Chair laid before the Senate, on second reading,

House bill No. 112, A bill to be entitled "An Act to require all incorporated stock companies doing a life, fire, or marine insurance business within the State of Texas to invest at least seventy-five per cent of the reserve set apart for the final payment of policies issued in this State in Texas securities and Texas property, and to keep the securities in which such reserve is invested deposited in the vaults of the Treasury of the State of Texas for the security of Texas policyholders."

Senator Skinner moved the adoption of the committee report, which recommended the passage of a substitute bill in lieu of the original bill.

The motion to adopt the committee report prevailed.

Senator Skinner offered the following amendment:

Amend the bill by striking out all of Section 3, page 6, after the word "Texas," in line 17, and insert in lieu thereof the following: "Or with any national bank in this State designated and appointed by the Controller of the Currency as a depository for moneys and funds belonging to the United States or with any State or national bank in this State, authorized and appointed by law as a depository for State moneys and funds, and any depository in which any

such securities are deposited shall forward to the State Treasurer of this State quarterly, or whenever demanded by him, a statement of the character and amount of the securities so deposited, and such securities shall at all times be subject to the payment of any money which may become due upon any of such policies of insurance; provided, that no securities when deposited under the provisions of this act shall be withdrawn without authority in writing from the State Treasurer."

SKINNER.  
BRACHFIELD.

Pending.

Senator Stone offered the following amendment to the amendment:

Amend the amendment by striking out the words "Treasurer of the State of Texas," in line 17, page 6, of the bill.

Senator Skinner made the point of order that the amendment to the amendment was not germane to the amendment, and the Chair sustained same.

Senator Smith offered the following substitute for the amendment by Senator Skinner:

"Sec. 14. It shall be the duty of the Commissioner of Insurance, Statistics and History of this State, as soon as practicable after the first day of January of each year, to calculate or cause to be calculated in his office, by an employe therein, the total amount of the net premiums collected by each of such companies required to make deposit of their securities under the provisions of this act from its policyholders in each county of the State prior to the 31st day of December next preceding. That as soon as he shall have thus ascertained the total net premiums thus collected in each of said counties he shall prorate among and allot each of said counties such part or amount of the face value of all the securities so deposited with the State Treasurer by each of said companies, as will be equal to such part of the total deposited securities as will be produced by dividing the total deposited securities of each company by the total net premiums thus collected from the policyholders of each county prior and up to the 31st day of December next preceding the first day of January in each year.

"That as soon as practicable after such calculation and allotment is made he shall certify to the county assessor of each county in this State the amount of the securities so prorated and allotted his county, and the name of the company to which such securities belong and against which the allotment shall

be assessed. That each of such counties shall be deemed under the provisions of this act the situs for assessing and taxing the proportion or amount of such securities so allotted it."

Pending.

Senator Brachfield made the point of order that the substitute was not germane as a substitute for the amendment, in that it sought to amend a different section of the bill.

The Chair overruled the point of order.

#### EXECUTIVE SESSION.

The Chair here announced that the hour, 12:10 o'clock, had arrived, which time had been previously designated for the Senate to hold executive session for the purpose of considering the appointment sent to the Senate on yesterday by the Governor.

#### IN EXECUTIVE SESSION.

In executive session the following confirmation was had:

George A. Kelley as a member of the board of trustees of the North Texas Insane Asylum at Terrell.

#### IN THE SENATE.

Action recurred on House bill No. 112, the question being on the substitute for the amendment.

#### SECOND HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House herewith returns Senate bill No. 52, with corrected amendments.

House concurs in Senate amendments to House bill No. 416.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

#### SENATE BILL NO. 13—FREE CONFERENCE COMMITTEE ON.

Senator Smith called up, as a privileged matter.

Senate bill No. 13, A bill to be entitled "An Act regulating the granting of divorces by annulling marriage, dissolving the bonds of matrimony, granting alimony, awarding custody of minor children, the practice in relation to the trial of divorce suits; prescribing pen-

alties for the violation thereof, and with an emergency clause."

Senator Smith moved that the Senate do not concur in the following House amendments, and asked for a Free Conference Committee:

(1.)

Be it enacted by the Legislature of the State of Texas.

Section 1. Hereafter all hearings and trials of divorce suits for the annulment of marriage and the dissolution of the bonds of matrimony shall be public, but the court in its discretion may hear said cause at such time as not to give undue publicity.

Sec. 2. If, upon the hearing, the court is of the opinion that a divorce should be granted, a decree shall be entered absolute as to the party not at fault, but shall enter a nisi decree as to the party who is found to be in the wrong, which decree shall become absolute after the expiration of one year from the date of the entry thereof.

Sec. 3. When a final and absolute decree annulling the marriage or dissolving the bonds of matrimony shall be adjudged, the court may make such order allowing alimony for the maintenance of the wife and the care, custody and maintenance of the children, or any of them, as from the circumstances of the parties and the nature of the case, shall be reasonable. When the wife is plaintiff the court may order the defendant to give security for the payment of the alimony allowed, and upon his default to give the required security, may award an execution for the collection thereof, or it may enforce such payment according to the practice regulating the enforcement of judgments of such courts.

The court or judge, on application of either party, may, either in term time or vacation, after ten days' notice to opposite party, rescind, alter, change or from time to time make such alterations in the allowance of alimony and maintenance as may be proper; and it may allow alimony pending the suit for divorce in all cases where the same would be just, whether the wife be plaintiff or defendant, and enforce such order in the manner provided by law in other cases.

Sec. 4. Upon the rendition of any absolute decree of divorce the court may, in its discretion, decree alimony in gross or from year to year. When alimony is decreed in gross, such decree shall be a general lien on the realty of the party against whom the decree may be ren-

dered, subject to execution, and such lien may be fixed and maintained as in the case of other judgments for money. When the decree is for alimony from year to year the case shall not be a lien on realty as aforesaid, but a lien therefor may be created upon the real and personal property of the defendant in execution, by the levy of the execution issued for the enforcement of such decree upon such property, and in the same manner provided by law for fixing lien upon property under execution.

Sec. 5. Appeals or proceedings for review may also be taken from all orders and decrees for alimony, which is to be paid after a final decree of divorce is rendered, and from all orders relating to the custody, care and maintenance of children.

Sec. 6. Any party to a divorce suit in whose favor a nisi decree is rendered for annulling the marriage or dissolving the bonds of matrimony, who shall, before such decree shall become final, as provided for in this act, marry again in this State, or who shall, before such decree becomes final, marry out of the State and live in this State with such person as his wife or her husband, shall be punished with imprisonment in the State penitentiary for a period of not less than two years and not more than five years.

Sec. 7. When any suit for divorce is tried, if the court shall be of the opinion that sufficient cause for divorce has not been shown, the court shall, upon the petition of either party to such suit, enter a decree of separation, and the court shall, in such case, have all the power with reference to alimony and the custody of children as is herein conferred by law in cases where an absolute decree of divorce is granted, and the court, in such decree, may enter a judgment of partition of the property of the parties to said suit, with the right of the wife to manage, control and dispose of her separate property, in whole or in part, including the property awarded to her in such decree, without being joined by her husband. The court may, in term time or vacation, for good cause shown set aside such decree of separation at any time after the entry of said decree, and before decree of absolute divorce. If such judgment of separation be not set aside before decree of absolute divorce, the court shall, upon the petition of either party thereto, after three years from such decree of separation, enter a final judgment of divorce in said cause. If the parties to any such judgment of separa-

tion shall live together as husband and wife while such decree is in force, they shall be guilty of adultery; provided, all alimony shall cease after the marriage or death of such party.

(2.)

Amend caption by adding after the word "matrimony" the words "granting decree of separation."

The motion to non-concur prevailed, and

The Chair appointed the following as the Free Conference Committee on part of the Senate: Senators Skinner, Green, Smith, Looney and Barrett.

RECESS.

On motion of Senator Skinner, at 12:30 o'clock, the Senate recessed until 3 o'clock today.

AFTER RECESS.

The Senate was called to order by President Pro Tem. Skinner.

BILL ORDERED PRINTED.

Senator Brachfield moved that Senate bill No. 297, which has been reported and to be not printed, be printed in the Journal.

The motion prevailed.

Following is the bill in full:

S. B. No. 297. By Brachfield

A BILL

To Be Entitled

An Act to amend Articles 5058, 5059 and 5060 of Title CIV, Chapter 1, Revised Civil Statutes of 1895 of the State of Texas, and to add thereto Article 5058a.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Articles 5058, and 5059, and 5060 of Title CIV, Chapter 1, Revised Civil Statutes of 1895 of the State of Texas, be amended so as to hereafter read as follows, and that Article 5058a be added thereto to read as follows:

Article 5058. The Governor is authorized to appoint a suitable person as Revenue Agent for the State for the purpose of securing a better enforcement of the revenue laws of the State: the agent provided for herein shall be known as the State Revenue Agent. The Governor is also authorized to appoint four suitable persons as deputy revenue

agents for the State, one for each of the districts hereinafter named, for the purpose of assisting the State Revenue Agent in securing a better enforcement of the revenue laws of the State. For the purposes of this act the State is hereby divided into four districts, to be known as the Northern, the Eastern, the Southern and the Western Districts of the State of Texas. The boundaries of said districts to conform to and be identical with the four judicial districts of the State of Texas, created under the act of March 11, 1902, as amended in 1903 of the Congress of the United States; said districts being definitely defined, and the counties composing each being set out in Section 548, United States Compiled Statutes, 1901—Supplement 1903—page 66, Chapter 1, of said supplement. One deputy revenue agent shall be appointed for each of said districts. Said Revenue Agent and each deputy revenue agent shall be subject to the directions of the Governor, who may, whenever in his judgment the public services demand it, direct the said Revenue Agent or any deputy revenue agent to investigate the books and accounts of the assessing and collecting officers of this State, and all officers and persons disbursing, receiving or having in their possession public funds, and to make such other investigations and perform such other duties in the interest of the public revenues as the Governor may direct.

Whenever any such investigation is ordered by the Governor, the Revenue Agent, or deputy revenue agent, shall report to the Governor in writing the result of such investigation and point out the particulars, if any, wherein the revenue laws have been violated, their enforcement neglected, together with the names of the parties delinquent therein. Whereupon the Governor shall institute civil and criminal proceedings through the Attorney General in the name of the State against such delinquent parties who are reported by such agent to be delinquent in the district court of Travis county. Said Revenue Agent and each deputy revenue agent shall have power at any time to examine and check up all and any disbursements or expenditures of money appropriated for any of the State institutions, or for any purpose, or for improvements made by the State on State property, or money received and disbursed by any board authorized by law to receive and disburse State money.

Article 5058a. Each deputy revenue agent shall be under the supervision of

the State Revenue Agent, and shall make report to him at such times as he may direct, and shall also report to the Governor upon any matter when requested to do so, and shall have the same authority and power to inspect accounts, records and books of officers as is conferred upon the State Revenue Agent.

Article 5059. When said Revenue Agent or any deputy revenue agent, acting under the direction of the Governor, calls on any person connected with the public service to inspect his records, accounts or books, said officer or official so called upon shall submit to said agent all books, records and accounts so called for without delay.

Article 5060. Said Revenue Agent shall receive as compensation for his services the sum of twenty-four hundred dollars per annum, together with his actual traveling expenses, which shall be paid on the approval of the same by the Governor; each deputy revenue agent shall receive as compensation for his services the sum of eighteen hundred dollars per annum, together with his actual traveling expenses, which shall be paid on the approval of the same by the Governor; the State Revenue Agent shall be furnished an office clerk and stenographer, who shall receive the sum of nine hundred dollars per annum; provided, said Revenue Agent nor any deputy revenue agent shall not be allowed traveling expenses for any services connected with the examinations and investigations of the accounts of any institution in Travis county.

Sec. 2. The importance of this bill and the near approach of the end of this session, create an emergency and an imperative public necessity, requiring that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this act take effect from and after its passage, and it is so enacted.

(Senator Meachum in the chair.)

#### HOUSE BILL NO. 474.

On motion of Senator Alexander, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 474.

The Chair laid before the Senate, on second reading,

House bill No. 474, A bill to be entitled "An Act to amend Sections 7, 8, 9 and 11 of 'An Act to create a more efficient road system for Parker county,

passed at the Regular Session of the Twenty-sixth Legislature, Chapter 41, amending said sections so as to change the amount necessary to be paid in cash to entitle one to be exempt from road duty, at the time of paying the same, and providing that same shall be paid to road overseers, and prescribing how he shall pay the same, also designating term of court at which overseer shall report; also exempting county from liability for damage to road tools.'"

On motion of Senator Alexander, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Alexander, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Masterson.
Barrett.	Meachum.
Brachfield.	Murray.
Chambers.	Paulus.
Faust.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Terrell.
Hudspeth.	Veale.
Kellie.	Watson.
Looney.	

Absent.

Cunningham.	Harper.
Glasscock.	Mayfield.
Harbison.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Masterson.
Barrett.	Meachum.
Brachfield.	Murray.
Chambers.	Paulus.
Faust.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney	

Absent.

Cunningham.	Glasscock.
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Harbison.  
Harper.

Mayfield.  
Terrell.

Senator Alexander moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 316.

On motion of Senator Senter, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, Senate bill No. 316, by a unanimous vote.

The bill having been introduced today, On motion of Senator Senter, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—26.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Veale.
Hudspeth.	Watson.

Absent.

Harbison.	Terrell.
Harper.	Willacy.
Mayfield.	

The Chair laid before the Senate, on second reading,

Senate bill No. 316, An act granting a new charter for the city of Dallas.

On motion of Senator Senter the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

On motion of Senator Senter, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Senter, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Alexander.	Barrett.
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Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Terrell.
Hudspeth.	Veale.
Kellie.	Watson.
Looney.	Willacy.

Absent.

Harbison.	Mayfield.
Harper.	

The bill was read third time, and passed by the following vote:

Yeas—27.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Murray.
Cunningham.	Paulus.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Griggs.	Stone.
Grinnan.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Harbison.	Mayfield.
Harper.	Terrell.

Senator Senter moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 449.

On motion of Senator Veale, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 449.

The Chair laid before the Senate, on second reading,

House bill No. 449, A bill to be entitled "An Act to amend Chapter 46 of the Special Laws of the Regular Session of the Twenty-eighth Legislature, entitled 'An Act to render more effective and efficient the present road law in the State of Texas in its application and operation in the county of Wilbarger.'"

On motion of Senator Veale, the

committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Veale, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—22.

Alexander.	Hudspeth.
Barrett.	Kellie.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stone.
Griggs.	Veale.
Grinnan.	Willacy.

## Absent.

Harbison.	Senter.
Harper.	Stokes.
Holsey.	Terrell.
Looney.	Watson.
Mayfield.	

The bill was read third time, and passed by the following vote:

## Yeas—24.

Alexander.	Hudspeth.
Barrett.	Kellie.
Brachfield.	Looney.
Chambers.	Masterson.
Cunningham.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stone.
Grinnan.	Veale.
Holsey.	Willacy.

## Absent.

Harbison.	Stokes.
Harper.	Terrell.
Mayfield.	Watson.
Senter.	

Senator Veale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 661.

On motion of Senator Hudspeth, the pending order of business (House bill No. 112) was suspended, and the Senate

took up, out of its order, House bill No. 661.

The Chair laid before the Senate, on second reading,

House bill No. 661, A bill to be entitled "An Act to confer upon the county court of Irion county the civil and criminal jurisdiction belonging to said court under the Constitution and General Statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

On motion of Senator Hudspeth, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—25.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stone.
Grinnan.	Veale.
Holsey.	Willacy.
Hudspeth.	

## Absent.

Harbison.	Stokes.
Harper.	Terrell.
Mayfield.	Watson.

The bill was read third time, and passed by the following vote:

## Yeas—24.

Alexander.	Hudspeth.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stone.
Grinnan.	Veale.
Holsey.	Willacy.

## Absent.

Harbison.	Stokes.
Harper.	Terrell.
Kellie.	Watson.
Mayfield.	

## HOUSE BILL NO. 375.

On motion of Senator Murray, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 375.

The Chair laid before the Senate, on second reading,

House bill No. 375, A bill to be entitled "An Act to amend Section 2, Chapter 58, Acts of the Regular Session of the Twenty-ninth Legislature of the State of Texas, reorganizing the Twenty-third, Twenty-fourth, Twenty-fifth, Thirty-sixth and Forty-ninth Judicial Districts of the State of Texas, and fixing the time for holding district court therein so as to change the time of holding the district court in the counties of Bee, Goliad, Jackson, Karnes, Refugio, Calhoun, Victoria and DeWitt, comprising the Twenty-fourth Judicial District of Texas."

The committee report, with amendments, was adopted, on motion of Senator Murray.

Bill read second time and passed to a third reading.

## HOUSE BILL NO. 144.

On motion of Senator Brachfield, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 144.

The Chair laid before the Senate, on second reading,

House bill No. 144, A bill to be entitled "An Act to amend Chapter 153 of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-fifth Legislature, and amended at the Regular Session of the Twenty-sixth Legislature, and at the Regular Session of the Twenty-seventh Legislature, and at the First Called Session of the Twenty-seventh Legislature, and at the Regular Session of the Twenty-eighth Legislature, and at the Regular Session of the Twenty-ninth Legislature, 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line; and to prohibit the sale or shipping game fish in this State; and to

provide penalties for the violation thereof,' by fixing a penalty for the use of poison, dynamite or other explosives in killing, catching and taking fish, also regulating the sale and shipment of fish."

On motion of Senator Brachfield, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Brachfield, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—21.

Alexander.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stone.
Griggs.	Veale.
Grinnan.	Willacy.
Kellie.	

## Absent.

Barrett.	Mayfield.
Harbison.	Senter.
Harper.	Stokes.
Holsey.	Terrell.
Hudspeth.	Watson.

The bill was read third time, and passed by the following vote:

## Yeas—24.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Murray.
Cunningham.	Paulus.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stone.
Griggs.	Veale.
Grinnan.	Watson.
Kellie.	Willacy.

## Absent.

Harbison.	Mayfield.
Harper.	Stokes.
Holsey.	Terrell.
Hudspeth.	

Senator Brachfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 497.

On motion of Senator Greer, the pending order of business (House bill No. 112), was suspended, and the Senate took up, out of its order, House bill No. 497.

The Chair laid before the Senate, on second reading,

House bill No. 497, A bill to be entitled "An Act to require all persons in the county of Camp, who are subject to road duty, to work ten days on the public roads in said county in each year, or to pay \$1 for each day in lieu of working the public roads, that such roads are worked."

On motion of Senator Greer, the committee report, which provided that the bill be not printed, was adopted.

Senator Greer offered the following amendment, which was adopted:

Amend the bill by adding thereto the following:

"Sec. 4. The near approach of the end of the present session of the Legislature, and the large number of bills now pending before the Senate creates an emergency and an imperative necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this bill may be put upon its third reading and final passage."

Bill read second time, and passed to a third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Alexander.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Barrett.	Mayfield.
Harbison.	Terrell.
Harper.	

The bill was read third time, and passed.

Senator Greer moved to reconsider the

vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## HOUSE JOINT RESOLUTION NO. 1.

On motion of Senator Smith, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House Joint Resolution No. 1.

The Chair laid before the Senate, on second reading,

House Joint Resolution No. 1, Joint Resolution amending Section 9, of Article 8, of the Constitution of the State of Texas, providing for the creation of improvement districts in cities of more than 7000 inhabitants and charging one-third of the cost of certain improvements made therein against the abutting property.

Senator Smith offered the following amendment, which was adopted:

Amend Section 2 by striking out the word "ten," in lines 16 and 19, page 2, and insert the word "five."

Senator Smith offered the following amendment, which was adopted:

Amend Section 1, line 38, by striking out "ten" and insert "five."

Senator Smith offered the following amendment, which was adopted:

Amend the caption by striking therefrom the words "one-third of."

Senator Smith offered the following amendment, which was adopted:

Amend Section 1, page 2, line 1, by inserting after the word "thereon" the following: "May build sidewalks and charge the cost thereof against the abutting property and."

Senator Looney offered the following amendment, which was adopted:

Amend the House Joint Resolution No. 1 by striking out all of Section 2, beginning with the words "for improvement districts" and insert in lieu thereof the following:

"For the amendment to Section 9 of Article 8 of the Constitution, permitting property owners in cities of more than 5000 inhabitants to create improvement districts, one-third the cost of which to be charged against abutting property on either side of the street."

And the voters opposed to said amendment shall have written or printed on their ballots the following:

"Against the amendment to Section 9 of Article 8 of the Constitution, permitting property owners in cities of more than 5000 inhabitants to create improvement districts, one-third the cost of

which to be charged against abutting property on either side of the street."

The resolution was read second time, and passed to a third reading.

On motion of Senator Smith, Senate Rule No. 37 was suspended, and the resolution put on its third reading and final passage by the following vote:

## Yeas—24.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Murray.
Cunningham.	Paulus.
Faust.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Holsey.	Stone.
Hudspeth.	Watson.
Kellie.	Willacy.

## Nays—2.

Glasscock.	Grinnan.
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## Absent.

Harbison.	Terrell.
Harper.	Veale.
Mayfield.	

Senator Smith offered the following amendment:

Amend the resolution by adding Section 3, to read as follows:

"Sec. 3. The lateness in the session, the crowded condition of the calendars of both houses, and the importance of this proposed amendment, create an emergency and an imperative public necessity demanding that the constitutional rule, and Senate Rule No. 37, requiring bills to be read on three several days, be suspended, and the same are hereby suspended."

The amendment was adopted by the following vote:

## Yeas—23.

Alexander.	Masterson.
Barrett.	Meachum.
Brachfield.	Murray.
Chambers.	Paulus.
Faust.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Holsey.	Stone.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney.	

## Nays—3.

Cunningham.	Grinnan.
Glasscock.	

## Absent.

Harbison.	Terrell.
Harper.	Veale.
Mayfield.	

The resolution was read third time, and passed by the following vote:

## Yeas—22.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Senter.
Faust.	Skinner.
Green.	Smith.
Greer.	Stokes.
Griggs.	Stone.
Holsey.	Watson.
Hudspeth.	Willacy.

## Nays—3.

Glasscock.	Murray.
Grinnan.	

## Absent.

Harbison.	Paulus.
Harper.	Terrell.
Mayfield.	Veale.

Senator Smith moved to reconsider the vote by which the resolution was passed, and lay that motion on the table. The motion to table prevailed.

## HOUSE BILL NO. 665.

On motion of Senator Kellie, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 665.

The Chair laid before the Senate, on second reading,

House bill No. 665, A bill to be entitled "An Act providing for a special road law for the counties of Sabine, Jasper and Newton; creating the office of Superintendent of Public Roads and Bridges; defining his powers and duties; defining the powers and duties of road overseers; defining what persons are subject to work on the public roads, providing proper penalties for a violation of the provisions of this act, and declaring an emergency."

On motion of Senator Kellie, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee reports).

On motion of Senator Kellie, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Kellie, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Murray.
Cunningham.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Griggs.	Stone.
Grinnan.	Terrell.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Faust.	Mayfield.
Harbison.	Senter.
Harper.	Veale.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Griggs.	Stone.
Grinnan.	Terrell.
Holsey.	Willacy.
Hudspeth.	

Absent.

Harbison.	Senter.
Harper.	Veale.
Mayfield.	Watson.

Senator Kellie moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### HOUSE BILL NO. 566.

On motion of Senator Glasscock, the pending order of business (House bill No. 112) was suspended, and the Senate took up, out of its order, House bill No. 566.

The Chair laid before the Senate, on second reading,

House bill No. 566, A bill to be entitled "An Act to amend Section 1, Chapter 43 of the Special Laws of the Twenty-ninth Legislature, relating to special road system of Robertson county, Texas, providing for elections of freeholders to determine whether or not a special tax of 15 cents on every \$100 worth of property for road and bridge purposes, and further providing for the proration of the taxes collected between the commissioners precincts of said county."

On motion of Senator Glasscock, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Glasscock, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Paulus.
Faust.	Skinner.
Glasscock.	Smith.
Green.	Stokes.
Greer.	Stone.
Griggs.	Terrell.
Grinnan.	Veale.
Holsey.	Willacy.
Hudspeth.	

Absent.

Harbison.	Murray.
Harper.	Senter.
Mayfield.	Watson.

The bill was read third time, and passed by the following vote:

Yeas—26.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stone.
Griggs.	Stokes.
Grinnan.	Terrell.
Holsey.	Veale.
Hudspeth.	Willacy.

Absent.

Harbison.	Harper.
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Mayfield. Senter.  
Watson.

Senator Glasscock moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

### THIRD HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants the request of the Senate for a Free Conference Committee on Senate bill No. 13, and the following has been appointed on part of the House: Messrs. Cobbs, Carswell, Wolfe, Jenkins and Canales.

Respectfully,  
BOB BARKER,

Chief Clerk, House of Representatives.

### SENATE CONCURRENT RESOLUTION NO. 17.

By Senator Hudspeth:

Concurrent Resolution No. 17, Be it Resolved by the Senate, the House of Representatives concurring, That the Hon. Robt. L. Taylor, the distinguished United States Senator from Tennessee, be and is hereby invited to deliver an address in the House of Representatives to a Joint Session of the Legislature upon whatever subject he may desire at some time that may suit his convenience, and that the House be tendered him from 8 p. m. until 12 midnight, some night during the session, and that the Secretary of the Senate is hereby instructed to telegraph this resolution to the Hon. Robt. L. Taylor at San Antonio.

Senators Hudspeth, Holsey, Green, Masterson, Alexander.

The resolution was read, and unanimously adopted by a rising vote.

### HOUSE BILL NO. 296.

On motion of Senator Willacy, the pending order of business was suspended, and the Senate took up, out of its order, House bill No. 296.

The Chair laid before the Senate, on second reading,

House bill No. 296, A bill to be entitled "An Act to provide for a board to calculate the ad valorem rate of taxes for State purposes each year, and to prescribe the duties of such board, and

certain duties of the tax assessors of the various counties of the State."

The committee report, with amendments, was, on motion of Senator Willacy, adopted by the following vote:

Yeas—17.

Alexander.	Masterson.
Barrett.	Meachum.
Chambers.	Paulus.
Cunningham.	Senter.
Faust.	Skinner.
Greer.	Stone.
Griggs.	Terrell.
Holsey.	Willacy.
Looney.	

Nays—7.

Brachfield.	Smith.
Green.	Stokes.
Grinnan.	Veale.
Murray.	

Absent.

Glasscock.	Kellie.
Harbison.	Mayfield.
Harper.	Watson.
Hudspeth.	

Senator Skinner offered the following amendment, which was adopted:

Amend the bill by striking out the words "twenty cents" wherever they occur in the bill and substitute in lieu thereof the following: "The rate fixed by law."

Senator Skinner offered the following amendment:

Amend the bill by striking out all of Section 2 after the word "make," in line 3, as printed in Senate Journal, on page 996, down to the word "day," in line 7 of said section, and insert in lieu thereof the following: "To the Comptroller of Public Accounts a certified statement showing the total amount of property in such county subject to taxation on or before the first."

Pending.

### HOUSE BILL NO. 398.

On motion of Senator Alexander, the pending order of business (House bill No. 296) was suspended, and the Senate took up, out of its order, House bill No. 398.

The Chair laid before the Senate, on second reading,

House bill No. 398, A bill to be entitled "An Act to require railroad companies chartered under the laws of the State of Texas, and doing business in this State to purchase sufficient rolling stock and motive power to handle all

passenger and freight traffic comfortably, expeditiously and without unreasonable delay, and conferring authority upon the Railroad Commission of Texas to require compliance with the provisions of this act, and prescribing penalties for their failure to do so or to observe orders made therein by the Railroad Commission of Texas."

On motion of Senator Alexander, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill. (See Appendix for committee report.)

On motion of Senator Alexander, the committee report, which provided that the bill be not printed, was adopted.

Senator Alexander offered the following amendment, which was adopted:

Amend House bill No. 398 by adding:

"Sec. 4. The near approach of the end of the session and the crowded condition of the calendar create an imperative public necessity and an emergency that the rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted."

Bill read second time, and passed to a third reading.

On motion of Senator Alexander, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Alexander.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Barrett.	Mayfield.
Harper.	Terrell.

The bill was read third time, and passed.

Senator Alexander moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### FOURTH HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the following:

Senate Concurrent Resolution No. 17, Inviting Hon. Robt. L. Taylor of Tennessee to deliver an address to a joint session of the Thirtieth Legislature.

House concurs in Senate amendment to House Joint Resolution No. 1 by the following vote: Yeas, 99; nays, 1.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

#### RECESS.

Senator Cunningham here moved that the Senate adjourn until tomorrow morning at 10 o'clock.

Senator Skinner moved that the Senate recess until tonight at 8 o'clock.

Action being on the longest time first, the motion to adjourn was lost by the following vote:

Yeas—10.

Cunningham.	Murray.
Griggs.	Paulus.
Grinnan.	Smith.
Kellie.	Stone.
Masterson.	Veale.

Nays—18.

Alexander.	Hudspeth.
Barrett.	Looney.
Brachfield.	Meachum.
Chambers.	Senter.
Faust.	Skinner.
Glasscock.	Stokes.
Green.	Terrell.
Greer.	Watson.
Holsey.	Willacy.

Absent.

Harbison.	Mayfield.
Harper.	

The motion to recess until 8 o'clock tonight was then adopted.

#### AFTER RECESS.

(Night Session.)

The Senate was called to order by Lieutenant Governor Davidson.



## SENATE BILL NO. 293.

Senator Willacy, who was the next on the roll call, pending night sessions, called up Senate bill No. 293.

The Chair laid before the Senate, on second reading,

Senate bill No. 293, A bill to be entitled "An Act to provide for the sale of lands constituting part of the public domain; to provide for the sale of certain lands situated upon Mustang Island under certain regulations, and declaring an emergency."

On motion of Senator Willacy, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—22.

Alexander.	Hudspeth.
Barrett.	Kellie.
Brachfield.	Looney.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Willacy.

## Absent.

Cunningham.	Paulus.
Griggs.	Smith.
Harper.	Stone.
Masterson.	Watson.
Mayfield.	

The bill was read third time, and passed by the following vote:

## Yeas—22.

Alexander.	Hudspeth.
Barrett.	Kellie.
Brachfield.	Looney.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Willacy.

## Absent.

Cunningham.	Harper.
Griggs.	Masterson.

Mayfield.  
Paulus.  
Smith.

Stone.  
Watson.

Senator Willacy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 624.

Senator Harbison, who was absent when his name was called on a former night, and with unanimous consent, called up House bill No. 624.

The Chair laid before the Senate, on second reading,

House bill No. 624, A bill to be entitled "An Act to amend Section 10, of Chapter LXXV of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-seventh Legislature of Texas, same being an act to create a more efficient road system for Grayson county, Texas, and making county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners and providing for the appointment of deputy road commissioners and defining the powers and duties of the commissioners court of said county; and to provide for the manner of trimming hedges along any public road and fixing a penalty for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict with this act and declaring an emergency, so as to provide in said Section 10 an increase in the pay of said county commissioners when acting as road commissioners, and declaring an emergency."

On motion of Senator Harbison, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill. (See Appendix for committee report.)

On motion of Senator Harbison, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—23.

Alexander.	Glasscock.
Barrett.	Green.
Brachfield.	Greer.
Chambers.	Grinnan.
Faust.	Harbison.

Holsey.	Skinner.
Hudspeth.	Smith.
Kellie.	Stokes.
Looney.	Terrell.
Meachum.	Veale.
Murray.	Willacy.
Senter.	

Absent.

Cunningham.	Mayfield.
Griggs.	Paulus.
Harper.	Stone.
Masterson.	Watson.

The bill was read third time, and passed by the following vote:

Yeas—22.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Willacy.

Absent.

Cunningham.	Mayfield.
Griggs.	Paulus.
Harper.	Stone.
Hudspeth.	Watson.
Masterson.	

Senator Harbison moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 306.

Senator Grinnan, who was absent during the night session when his name was called, by unanimous consent, called up House bill No. 306.

The Chair laid before the Senate, on second reading,

House bill No. 306, A bill to be entitled "An Act preventing the matching of cock fights and fights between other animals or fowls, and to prevent the keeping of cock pits or other place for the purpose of matching fights between cocks or any other animals or fowls."

On motion of Senator Grinnan, the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time, and passed to a third reading.

Senator Glasscock moved to reconsider

the vote by which the bill passed to a third reading.

The motion prevailed.

Senator Grinnan offered the following amendment, which was adopted:

Amend by adding after Section 1 the following:

"Sec. 2. The fact that there is now no law prohibiting persons from betting on the fighting of cocks and wild animals in this State, and prohibiting them from fighting, and the fact that such is demoralizing to the boys of this State, and the near approach of the close of the present session of the Legislature, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Bill read second time, and passed to a third reading.

On motion of Senator Grinnan, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Alexander.	Looney.
Barrett.	Meachum.
Brachfield.	Murray.
Chambers.	Senter.
Faust.	Skinner.
Glasscock.	Smith.
Green.	Stokes.
Greer.	Terrell.
Grinnan.	Veale.
Holsey.	Watson.
Kellie.	Willacy.

Absent.

Cunningham.	Masterson.
Griggs.	Mayfield.
Harbison.	Paulus.
Harper.	Stone.
Hudspeth.	

The bill was read third time and passed.

Senator Grinnan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## SENATE BILL NO. 112.

On motion of Senator Watson, who was recognized, the Chair laid before the Senate, on second reading,

Senate bill No. 112, A bill to be entitled "An Act to amend Article 958, of Chapter 1, Title XVIII, of the Penal Code of the Revised Statutes of Texas of 1895."

Senator Watson offered the following amendment, which was adopted:

Amend the bill by adding the following:

"Sec. 2. The fact that there is a constantly increasing number of conspiracies in Texas, and the near approach of the close of the present session of the Legislature, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Senator Smith offered the following amendment, which was adopted:

Amend the last line in the bill by striking out the following words: "Not more than five."

Bill read second time, and ordered engrossed.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Alexander.	Looney.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Paulus.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Watson.
Kellie.	Willacy.

Absent.

Cunningham.	Masterson.
Griggs.	Murray.
Harper.	Stone.
Hudspeth.	

The bill was read third time, and passed by the following vote:

Yeas—24.

Alexander.	Looney.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Paulus.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Watson.
Kellie.	Willacy.

Absent.

Cunningham.	Masterson.
Griggs.	Murray.
Harper.	Stone.
Hudspeth.	

Senator Watson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 98.

Senator Brachfield was recognized, and called up Senate bill No. 98.

The Chair laid before the Senate, on second reading,

Senate bill No. 98, A bill to be entitled "An Act to amend Article 4542, Title XCIV, Chapter 2, of the Revised Statutes of 1895."

Senator Brachfield moved that the bill be made a special order for Friday morning at the conclusion of the morning call.

The motion prevailed by the following vote:

Yeas—21.

Alexander.	Mayfield.
Barrett.	Meachum.
Brachfield.	Murray.
Chambers.	Paulus.
Glasscock.	Skinner.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Terrell.
Holsey.	Veale.
Kellie.	Willacy.
Looney.	

Nays—3.

Faust.	Watson.
Harbison.	

Absent.

Cunningham.	Masterson.
Griggs.	Senter.
Harper.	Stone.
Hudspeth.	

#### SENATE BILL NO. 63.

Senator Barrett was recognized, and desired to call up Senate bill No. 63.

The point of order was raised that Senator Barrett's name had been passed and that the regular order should be proceeded with.

Pending discussion on the matter,

Senator Barrett withdrew the request to take up his bill under the provisions of the resolution providing for night sessions.

## REFUSE TO ADJOURN.

Senator Murray moved that the Senate adjourn until tomorrow morning at 10 o'clock.

The motion was lost by the following vote:

Yeas—11.

Alexander.	Looney.
Glasscock.	Meachum.
Green.	Murray.
Grinnan.	Skinner.
Holsey.	Stokes.
Kellie.	

Nays—13.

Barrett.	Mayfield.
Brachfield.	Paulus.
Chambers.	Smith.
Faust.	Terrell.
Greer.	Veale.
Harbison.	Watson.
Hudspeth.	

Absent.

Cunningham.	Senter.
Griggs.	Stone.
Harper.	Willacy.
Masterson.	

## SENATE BILL NO. 63.

Senator Barrett moved that the pending order of business (House bill No. 22) be suspended, and the Senate take up, out of its order, Senate bill No. 63.

The motion prevailed by the following vote, a two-thirds vote being necessary:

Yeas—19.

Barrett.	Mayfield.
Chambers.	Meachum.
Faust.	Paulus.
Green.	Senter.
Greer.	Smith.
Grinnan.	Terrell.
Harbison.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney.	

Nays—7.

Alexander.	Murray.
Brachfield.	Skinner.
Glasscock.	Stokes.
Holsey.	

Absent.

Cunningham.	Masterson.
Griggs.	Stone.
Harper.	

The point of order was raised by Senator Skinner et al., that today being House bill day that it would require a

four-fifths vote to suspend the rule, in that the provisions of the resolution providing for night sessions had been complied with.

The roll call having been completed, the Chair held that the motion to suspend the pending business was in order and that a two-thirds vote was sufficient.

The Chair laid before the Senate, on second reading,

Senate bill No. 63, A bill to be entitled "An Act to amend Sections 36, 37 and 40 of Chapter 124 of the Acts of the Regular Session of the Twenty-ninth Legislature, relating to county supervision of public schools."

Senator Watson offered the following amendment:

Amend the bill by striking out enacting clause.

(Signed.) Watson, Chambers, Terrell, Murray.

Pending.

## FIFTH HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 267, A bill to be entitled "An Act to authorize, enable and permit the territory within the boundaries of the town of Estelline, in Hall county, Texas, and other lands and territory adjacent thereto, to incorporate as an independent school district, for free school purposes only, to be known as Estelline Independent School District, with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only, and declaring an emergency."

House bill No. 713, A bill to be entitled "An Act to incorporate the city of Tyler, in Smith county, Texas, and to define its boundaries and provide for its government and the management of its affairs."

House bill No. 479, A bill to be entitled "An Act to amend Article 5043 of Chapter 6, of Title CII, entitled 'Stock Laws,' of the Revised Statutes of Texas of 1895, so as to exempt the county of Webb from the provisions of Chapter 6."

Senate bill No. 176, A bill to be entitled "An Act to amend an act of the Twenty-sixth Legislature, passed at its Regular Session, being Chapter 119 of

its acts, and entitled 'An Act to amend Article 5043, Chapter 6, Title CII, Revised Civil Statutes, as amended by the Twenty-fifth Legislature, in Chapter 121 of said acts, relating to inspection of live stock, so as to place Randall county under the operation of such law, and to remove Cochran, Cottle, Bailey, Parmer, Lamb, Crockett, Irion and Schleicher and other counties from the operation of said law,' and to provide for the appointment of an inspector of hides and animals for Zapata county," with amendments.

House bill No. 672, A bill to be entitled "An Act to amend Chapter 5 of the Special Laws of the Twenty-ninth Legislature, being 'An Act to create a more efficient road law for Kaufman county, Texas,' by adding thereto Section 16a, providing that political subdivisions of Kaufman county may issue bonds for building macadamized, graveled or paved roads, and declaring an emergency."

House bill No. 677, A bill to be entitled "An Act to amend an act entitled 'An Act to create a more efficient road law for Dallas county, Texas,' passed by the Twenty-ninth Legislature, and declaring an emergency."

House bill No. 684, A bill to be entitled "An Act to provide for reorganizing Port Arthur Independent School District, in Jefferson county, Texas," etc.

House bill No. 686, A bill to be entitled "An Act to create a more efficient road system for Bowie county, Texas."

House bill No. 688, A bill to be entitled "An Act to amend Sections 2, 4, 6, 7, 9, 12 and 14 of the Special Laws of Texas, approved April 15, 1905, being House bill No. 542, and entitled 'An Act to create a more efficient road system for Coleman county, Texas.'"

House bill No. 604, A bill to be entitled "An Act to amend 'An Act to incorporate the city of San Antonio and to repeal an act of the Legislature of the State of Texas, approved August 13, 1870, entitled 'An Act to incorporate the city of San Antonio and grant a new charter to said city, and to repeal an act entitled 'An Act to incorporate the city of San Antonio,' approved July 17, 1856, and an act entitled 'An Act to amend an act to incorporate the city of San Antonio, approved February 11, 1860,' and also to repeal all acts amendatory of said act approved August 13, 1870, and declaring an emergency,' passed by the Twenty-eighth Legislature, being Chapter 44 of the Special Laws thereof, by amending Sections 1,

9, 17, 33, 46, 52, 53, 56, 90, 97, 108 and 124, and repealing Section 34a thereof, and to repeal all laws or parts of laws in conflict therewith, and declaring an emergency."

House bill No. 690, A bill to be entitled "An Act to render more efficient the present road law in the State of Texas in its application and operation in the county of Lee."

House bill No. 689, A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Waco and to define its boundaries and powers,' and declaring an emergency."

House bill No. 695, A bill to be entitled "An Act creating the Donie Independent School District in Freestone county, Texas."

House bill No. 696, A bill to be entitled "An Act incorporating the Bowie Independent School District in Montague county, Texas, for free school purposes only."

House bill No. 697, A bill to be entitled "An Act to donate land belonging to the State of Texas, situated on Mustang Island, in Nueces county, Texas, to the United States government, on which to locate, construct and maintain all or part of the south jetty to be constructed by the United States government in the improvement of the harbor at Aransas Pass, Texas, and for the location, construction and maintenance of a railway or railways for the construction and maintenance of said jetty, and on which to locate engineers' office and other necessary buildings, and for the cession by the State to the said United States government of all such lands for all said purposes, and declaring an emergency."

House bill No. 719, A bill to be entitled "An Act creating the Kerens Independent School District in Navarro county, and to provide for the election of trustee, raising of revenue by taxation, issuing bonds, and maintaining public schools therein."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

#### BILLS SIGNED BY THE CHAIR.

The Chair (President Pro Tem. Skinner) gave notice of signing, and did sign in the presence of the Senate, after their captions had been read.

House bill No. 685, "An Act to amend Chapter 20 of the General Laws of the First Called Session of the Twenty-seventh Legislature, validating the incorporation election held by order of the

county judge of Childress county on the 26th day of May, A. D. 1900; incorporating the town of Childress Independent School District, and validating all official acts done in pursuance thereof by the board of trustees of said district elected for said district, and their successors in office; prescribing the boundaries of said district, and declaring an emergency."

House bill No. 609, "An Act to amend an act passed by the Twenty-ninth Legislature, and known as Chapter 49, also known as House bill No. 565, and found on pages 398 to 440, inclusive, of the Special Laws of the State of Texas, passed at the Regular and First Called Sessions of the Twenty-ninth Legislature, convened at the city of Austin, January 15, 1905, and adjourned May 14, 1905."

House bill No. 492, "An Act to amend Section 1 of an act of the Eighteenth Legislature of the State of Texas, entitled 'An Act defining the boundaries of the city of Gonzales for municipal purposes, so as to more definitely define the boundaries of said city, and declaring an emergency.'"

House bill No. 470, "An Act creating independent school district, to be known as the Coleman Independent School District, including within its limits the town of Coleman, and to provide for the creation of a board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within the same and to pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authorities of said board."

House bill No. 48, "An Act for the protection of stockraisers, farmers, horticulturists; providing for the destruction of wolves and other wild animals, to make an appropriation therefor, and to repeal all laws and parts of laws in conflict therewith."

House bill No. 55, "An Act to amend Section 58 of Chapter 124 of the General School Laws passed by Act of the Twenty-ninth Legislature, relating to Special Local Tax, and declaring an emergency."

House bill No. 469, "An Act to restore and confer upon the county court of Gray county the civil and criminal jurisdiction belonging to such courts under the Constitution and General Statutes of the State; to conform the jurisdiction of the district court of said

county to such change and repeal all laws in conflict with this act, so far as relates to Gray county."

House bill No. 540, "An Act to amend Sections 7 and 13 of the Special Road Laws of Bell county, Chapter 63, Acts of the Legislature of 1899, so as to regulate the pay of county commissioners when acting as road commissioners, and to regulate the rate per day at which those subject to road duty may be excused from such road duty by the payment of \$1 per day, or \$3 for five days, when all is paid in advance."

House bill No. 622, "An Act to amend Section 9, Chapter 72, Special Road Law for Karnes county, as enacted by the Twenty-seventh Legislature of the State of Texas (Regular Session, 1901), so that Section 9 shall hereafter read as hereinafter set out, and declaring an emergency."

House bill No. 274, "An Act to create a Department of Agriculture, defining its duties, and providing for the maintenance thereof, and declaring an emergency."

House bill No. 591, "An Act creating and incorporating Lubbock Independent School District in Lubbock county, Texas, defining its boundaries, etc."

House bill No. 563, "An Act creating the Alpine Independent School District in Brewster county, Texas, and defining its boundaries, etc., and declaring an emergency."

House bill No. 125, "An Act to amend Article 5047, Chapter 1, Title CIV, of the Revised Civil Statutes of 1895, relative to ad valorem taxes for free school purposes, and declaring an emergency."

House bill No. 186, "An Act to compel hotels, boarding houses, or other public places used for sleeping apartments, to provide means of escape in case of fire from buildings of two or more stories high, not already provided for by cities operating under special charter."

Senate bill No. 87, "An Act to amend Article 2312 of Title XL, Chapter 4, of the Revised Civil Statutes of the State of Texas, pertaining to the admission of recorded instruments in evidence without proof of their execution, unless an affidavit be filed stating that such instrument of writing is believed to be a forgery; and providing that where such instrument against which an affidavit of forgery has been filed has been duly recorded for more than five years, the burden of proof shall be upon the party for whose benefit such affidavit of forgery is filed, to show such instrument to be a forgery; and providing further, for the admission of such instrument

during the trial, the introduction of evidence relating thereto, the determination and trial of such issue raised, as well as for the admission of a certified copy of such instrument in case of loss or inability to procure the original, and regulating the procedure in regard thereto where such affidavit of forgery has been filed; and repealing all laws in conflict herewith, and creating an emergency."

House bill No. 102, "An Act to amend Article 790, Title VII, of the Code of Criminal Procedure of Texas, relating to evidence."

House bill No. 363, "An Act to define the limits of the Fourteenth and Forty-fourth Judicial Districts of Texas, and to repeal all laws and parts of laws in so far as they may conflict with the provisions of this act."

House bill No. 214, "An Act to define and prohibit discrimination against persons seeking employment, and to prescribe penalties for the breach of said act."

#### ADJOURNMENT.

On motion of Senator Glasscock, the Senate, at 10 o'clock p. m., adjourned until tomorrow morning at 10 o'clock.

#### APPENDIX.

#### MEMORIAL.

By Senator Paulus:

Moulton, Texas, March 30, 1907.

Hon. D. A. Paulus, Representative, Eighteenth District, Austin, Texas.

Dear Sir: We, the undersigned, would respectfully suggest and petition you to use your influence to aid the railroad companies of Texas in defeating the two-cent passenger fare bill, because we are of the opinion that this measure will be disastrous to the interests of the railroad companies, and will, in proportion, be a detriment to our interests by reducing the revenues of the companies, and we feel it will also work a hardship on us in other ways, as it will probably reduce the number of trains operated by the railway companies.

Numerously signed.

#### COMMITTEE REPORTS.

(Floor Report.)

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Roads,

Bridges and Ferries, to whom was referred

House bill No. 624, A bill to be entitled "An Act to amend Section 10 of Chapter 75 of the General Laws of the State of Texas as passed at the Regular Session of the Twenty-seventh Legislature of Texas, same being an act to create a more efficient road system for Grayson county, Texas, and declaring an emergency, so as to provide in Section 10 an increase in the pay of said county commissioners when acting as road commissioners, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Glasscock, Meachum, Hudspeth, Mayfield, Veale.

(Floor Report.)

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 701, A bill to be entitled "An Act to amend an act passed by the Twenty-seventh Legislature of Texas, Chapter 74, to create a more efficient road system for Brazoria county, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Chairman; Senter, Watson, Hudspeth, Veale, Glasscock.

(Floor Report.)

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 665, A bill to be entitled "An Act providing for a special road law for the counties of Sabine, Jasper and Newton, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Chairman; Hudspeth, Senter, Glasscock, Veale.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your committee on Towns and City Corporations, to whom was referred

Senate bill No. 314, A bill to be entitled "An Act to amend the charter of the city of Galveston, and to authorize the board of commissioners of the city of Galveston to license, tax, regulate and prescribe the location of all places within the corporate limits of the city of Galveston wherein intoxicating liquors are kept for sale,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Chambers, Chairman; Masterson, Willacy, Alexander, Green, Griggs, Holsey, Senter.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred

Senate bill No. 316, A bill to be entitled "An Act to grant a new charter to the city of Dallas Dallas county, Texas; repealing all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Chambers, Chairman; Masterson, Griggs, Alexander, Green, Smith, Willacy, Senter.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Internal Improvements, to whom was referred

House bill No. 398, A bill to be entitled "An Act to require railroad companies chartered under the laws of the State of Texas and doing business in this State to purchase sufficient rolling stock and motive power to handle all passenger and freight traffic comfortably, expeditiously and without unreasonable delay, and conferring authority

upon the Railroad Commission of Texas to require compliance with the provisions of this act, and prescribing penalties for their failure to do so, or observe orders made therein by the Railroad Commission of Texas,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Brachfield, Chairman; Skinner, Chambers, Alexander, Willacy, Green, Holsey, Faust, Murray, Looney, Masterson.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Judiciary Committee No. 1, to whom was referred

House bill No. 133, A bill to be entitled "An Act to allow persons summoned as jurors, who have legal exemptions, to make oath before a notary public and file same with the clerk of the court issuing same,"

Have had the same under consideration, and we report same back to the Senate with the recommendation that it do pass, and be not printed.

Stone, Chairman; Veale, Meachum, Senter, Grinnan, Paulus, Skinner, Griggs, Masterson, Chambers, Brachfield.

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 131, A bill to be entitled "An Act to amend Article 2989, Title LVI, of the Revised Civil Statutes, with respect to the granting of injunctions,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 269, A bill to be entitled "An Act to repeal, except as hereinafter provided, Chapters 2, 3 and 4 of



Title LXII, of the Revised Statutes of Texas, and Article 3159a of Chapter 4, Title LXII, of the Revised Statutes of Texas, added thereto by the acts of the Regular Session of the Twenty-ninth Legislature; to repeal Article 647a of Chapter 2, Title VIII, of the Code of Criminal Procedure of the State of Texas as amended by the acts of the Regular Session of the Twenty-ninth Legislature, and declaring an emergency."

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Looney, Chairman; Watson, Hudspeth, Alexander, Stone, Greer, Paulus.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

House Joint Resolution No. 24, Authorizing the submission to a vote of the people of the State of Texas of a proposed amendment to Section 21, Article XVI of the Constitution of the State of Texas, relating to printing, publishing, stationery, paper and fuel, and making an appropriation therefor,"

Have had the same under consideration, and we report it back to the Senate with the recommendation that it do pass, and be not printed.

Looney, Acting Chairman; Grinnan, Terrell, Barrett, Skinner, Brachfield.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Educational Affairs, to whom was referred

Senate bill No. 312, A bill to be entitled "An Act to amend Chapter 124 of the General Laws of the Twenty-ninth Legislature of the State of Texas, providing for complete system of public free schools in Texas, by adding thereto Section 91a,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Barrett, Chairman; Grinnan, Green, Paulus, Kellie, Glasscock.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Insurance, Statistics and History, to whom was referred

House bill No. 670, A bill to be entitled "An Act to regulate and fix the time when life insurance policies shall be non-contestable, and providing that the only defense to said policy shall be as to whether or not the insured is dead,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Mayfield, Looney, Stokes, Smith.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred

House bill No. 313, A bill to be entitled "An Act to amend Section 31 of an act passed by the Twenty-ninth Legislature, being Chapter 104, Act Twenty-ninth Legislature, entitled 'An Act to define and provide for organizing and disciplining the militia; to prescribe the duties of the Governor, the Adjutant General and all officers and enlisted men thereof; to define military offenses; to provide for the trial and punishment thereof; to provide for the pay, transportation and subsistence of the militia when called into active service, and to repeal all laws in conflict therewith, and declaring an emergency,'"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and that it be not printed.

Kellie, Chairman; Holsey, Hudspeth, Green, Griggs, Greer, Faust.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Agricultural Affairs, to whom was referred

House bill No. 399, A bill to be entitled "An Act to amend Sections 1, 4,

5, 6 and 11 of Chapter 108, Acts of the Twenty-ninth Legislature, being an act entitled 'An Act regulating the sale of concentrated commercial feeding stuffs and the materials from which they are manufactured; defining concentrated feeding stuffs, and to empower said director to adopt rules and regulations for the enforcement of all the provisions of the act.'

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass.

Glasscock, Chairman; Looney, Watson, Murray, Stone.

(Floor Report.)

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 280, A bill to be entitled "An Act requiring all hotels, boarding houses, bed houses and sleeping houses to provide certain bed clothing as herein described; requiring bedding to be disinfected; the changing of linens; for the purpose of preventing tuberculosis and other diseases, and providing penalties therefor, and declaring an emergency,"

And find the same correctly engrossed.  
CUNNINGHAM, Chairman.

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 308, A bill to be entitled "An Act to compel circuses, menageries, theatrical companies or shows of any character whatsoever, where an admission fee is charged, to produce and exhibit everything advertised; prescribing duties of managers in such cases; providing that failure to comply with the provisions of this act shall be a misdemeanor; prescribing punishment therefor, and declaring an emergency,"

And find the same correctly engrossed.  
CUNNINGHAM, Chairman.

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 274, A bill to be entitled "An Act to provide for revising, digesting and publishing the laws, civil and criminal, of the State of Texas, and declaring an emergency,"

And find the same correctly engrossed.  
CUNNINGHAM, Chairman.

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 174, A bill to be entitled "An Act to make it a misdemeanor and to prescribe a penalty therefor for any person to cut or throw, or cause to be cut or thrown, into any stream or watercourse in this State any brush, logs or poles, or any other substance that will have the effect to create drifts in such streams, or against the fence of any land owners or holder on the said stream, and to make it a penalty for any person to throw any trees, brush or logs on the lands of another without the consent of the owner or person in possession of such land, and declaring an emergency,"

And find the same correctly engrossed.  
CUNNINGHAM, Chairman.

Committee Room,  
Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 299, A bill to be entitled "An Act creating an independent school district, to be known as the Coleman Independent School District, including within its limits the municipal corporation of the city of Coleman, and to provide for the creation of a board of trustees therefor, and to authorize the said board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds of said district for the purpose of purchasing school house sites and erecting, furnishing, equipping and repairing school buildings within same, and to pay current expenses in the maintenance and support of said schools in said district, and further providing and prescribing the duties and authorities of said board, and declaring an emergency,"

And find the same correctly engrossed.  
CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 311, A bill to be entitled "An Act to authorize, enable and permit the territory situated in Gonzales county, and bounded as hereinafter described, to incorporate as an independent school district, for free school purposes only, to be known as the Nixon Independent School District, with all the powers, rights and duties of independent school districts formed by incorporations of towns and villages, for free school purposes only, and declaring an emergency,"

And find the same correctly engrossed.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 309, A bill to be entitled "An Act to amend Section 2 of Senate bill No. 80, passed by the Regular Session of the Thirtieth Legislature, and approved February 21, 1907, creating the Blossom Independent School District, in Lamar county, Texas, and defining its boundaries, and declaring an emergency,"

And find the same correctly engrossed.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 239, A bill to be entitled "An Act to authorize unincorporated joint stock companies or associations to sue and be sued in their name, and to prescribe the mode and effect of service on such companies, and declaring an emergency"

And find the same correctly engrossed.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, April 2, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 273, A bill to be entitled "An Act providing that no railroad corporation or other common carrier chartered under the laws of this State or doing business in this State under a permit, in accordance with law, shall issue stock and bonds, except for money paid, labor done or property actually received, and all fictitious increase of stock or indebtedness shall be void, and no such railroad corporation or common carrier so chartered or doing business in this State shall issue any certificates of indebtedness, preferred stock or bonds of any kind pledging the income of such railroad corporation or other common carrier to secure the payment of either the interest or principle of such certificate of indebtedness, preferred stock or bonds, without first securing an order from the Railroad Commission of Texas approving same, and when such certificate of indebtedness, preferred stock or bonds are so authorized by the Railroad Commission of Texas, the same shall not be valid unless registered in the office of the Secretary of State, as required by Chapter 14 of Title XCIV of the Revised Civil Statutes of 1895, providing for the regulation of the issuance of railroad stocks and bonds, and declaring an emergency,"

And find the same correctly engrossed.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, April 3, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully examined and compared

Senate bill No. 237, A bill to be entitled "An Act to amend Articles 5091, 5094, 5095, 5099, 5106, 5120 and 5123 of Title CIV, Chapter 3 of the Revised Statutes of Texas of 1905, pertaining to the duties of tax assessors and their deputies, and of the assessment of property for taxation, and the preparation of the tax rolls and other matters pertaining thereto, adding to said title and chapter Articles 5153a, 5153b, 5153c, 5153d and 5153e, providing for the penalties for the violation of the provisions of this act, and the mode of enforcing the provisions of this act, and providing for an emergency, and amending Article 5098 of an act passed by the Twenty-fifth Legislature, Chapter 142, page 204, of the Acts of said Legislature, which was an amendment of Article 5098 of the Revised Statutes of Texas of 1895,"

And find the same correctly engrossed.

CUNNINGHAM, Chairman.